

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION  
7:13-cv-42-BO

GERALD MITCHELL, )  
)  
Plaintiff, )  
)  
v. )  
)  
CAROLYN COLVIN, )  
Acting Commissioner of Social )  
Security, )  
)  
Defendant. )

**ORDER**

This action being submitted to the Court for an Order upon Plaintiff's showing that the Commissioner of Social Security should pay the sum of \$9,442.00 for attorney fees, representing 25% of Plaintiff's accrued back benefits, to be paid from Plaintiff's back benefits pursuant to § 406(b) of the Social Security Act. Upon receipt of the § 406(b) fee, Plaintiff will be reimbursed the EAJA fee of \$4,948.75 by counsel.

It is therefore ORDERED that the Commissioner of Social Security pay to Plaintiff's counsel, the sum of \$9,442.00 from Plaintiff's back benefits and upon the payment of such sum this case is dismissed with prejudice.

This 17 day of August, 2014.

  
United States District Judge